

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**SEPTEMBER 15, 2004**

Pursuant to Section 19.84 and 59.14, Wis. Stats., notice is hereby given to the public that the REGULAR meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday, September 15, 2004, at 7:00 p.m.**, at City Hall, 100 N. Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order.

Invocation.

Pledge of Allegiance to the Flag.

Opening Roll Call:

Present: Van Den Heuvel, Graves, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Fleck, Van Deurzen, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Total Present: 26

**No. 1 -- Adoption of agenda.**

A motion was made by Supervisor Krueger and seconded by Supervisor Beyl **“to adopt the agenda”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2 -- Approval of minutes of County Board Meeting of August 18, 2004.**

A motion was made by Supervisor Van Deurzen and seconded by Supervisor Scray **“to adopt the minutes of the August 18, 2004 meeting”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 3 -- Announcements by Supervisors. None.**

**No. 4 -- Communications.**

**No. 4a -- From Supervisor Steve Fewell regarding: Architectural Plans for Mental Health Center.**

Refer to Human Services Committee.

**No. 4b -- From Supervisor Steve Fewell regarding: The current proposal asking the Brown County Board to consider eliminating the Adolescent Inpatient Services.**

Refer to Human Services Committee.

**No. 4c -- From Supervisor Steve Fewell regarding: Average Daily Census of Brown County Residents in Brown County Mental Health Center for the past 10 years.**

Refer to Human Services Committee.

**No. 5 -- Appointments by County Executive.**

**No. 5a -- Appointment of Joe Van Deurzen to Board of Health.**

A motion was made by Supervisor Evans and seconded by Supervisor Graves **“to approve”**. Voice vote taken. Supervisor Kaye voted nay. Motion carried.

**No. 6a -- Report by County Executive.**

County Executive Kelso announced the 2005 Budget is about 90% done. She added that she had excellent cooperation from Department Heads and she appreciates that very much.

Ms. Kelso referred to the Human Services Committee Meeting that she attended right before this meeting. An important vote was taken to move ahead to put the architectural/engineering fees in the budget. She feels this is a positive move in going forward with the Mental Health Center.

Additionally, the County Executive thanked Director of Administration, Jeff Landin, for the exemplary service he has given to Brown County. Mr. Landin has accepted a better offer in Portage County. Speaking of Mr. Landin’s achievements, Ms. Kelso credited his leadership in passing a 2004 Brown County budget that reduced the tax rate in Brown County to a no increase in levy, which is the lowest tax rate Brown County has seen in 10 years. This was a tax levy decrease of 6.4% -- which was the largest tax levy decrease in the Brown County Budget in over 20 years.

**No. 6b -- Report by Board Chairman.**

On behalf of the entire County Board, Chairman Moynihan extended condolences to Rae Knippel (County Board Recording Secretary) and her husband, Dennis, on the tragic death of Rae’s step-daughter, who died a week ago.

Chairman Moynihan also brought to the Supervisor’s attention, a petition that is being circulated at this meeting. He noted each Supervisor should have received a letter on this. The petition is requesting a Special County Board meeting be held on Wednesday, September 29<sup>th</sup>. This is a special meeting to vote on the Mental Health Center. Chairman Moynihan thanked the Supervisors for their support.

**No. 7 -- Other Reports.**

**No. 7a -- TREASURER’S FINANCIAL REPORT FOR THE MONTH OF FEBRUARY 2004**

Following is a statement of the County Treasurer of the cash on Hand and in the General Account of the Brown County Treasurer as of March 31, 2004.

Associated Bank	\$ 4,115,218.37
Wisconsin Development Fund	0.00
Sweep Account (Repurchase Agreements)	0.00
Deposits in Transit	58,195.82
Emergency Fund	(45,284.76)
Non-sufficient Fund Checks Redeposited	2,503.81
PBA Sweep Account	11,754.44
Wausau Benefit Sweep Account	461,827.20
E-Flex Sweep Account	3,463.83
Deposit Adjustment	0.00
Bank Error(s)	0.00
<b>Total</b>	<b><u>4,607,678.71</u></b>
Less Outstanding Checks	(369,389.06)
Other Reconcilable Items	<u>0.00</u>
<b>Balance Per Cash Book</b>	<b>\$ 4,238,289.65</b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of March 31, 2004:

Year-To-Date Interest Received – Prior Month	\$ 265,265.36
Interest Received – Current Month	<u>127,928.94</u>
Year –To-Date Interest Received on Unrestricted Funds	<b>\$ 393,194.30</b>
Working Capital Reserves Invested	\$119,290,700.11
Restricted Investments	<u>18,473,831.73</u>
Total Funds Invested	<b>\$137,764,531.84</b>

I, Kerry M. Blaney, Brown County Treasurer, do hereby certify that the above statement of Cash on Hand and in the General Account as of March 31, 2004 and the statement of Investments for the month of March have been compared and examined, and found to be correct.

          /s\ Kerry M. Blaney            
Brown County Treasurer

A motion was made by Supervisor Fewell and seconded by Supervisor Lund “to adopt”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:           /s\ Carol Kelso, County Executive           Date: 9/29/2004

**No. 8 -- Standing Committee Reports.**

**No. 8a -- REPORT OF ADMINISTRATION COMMITTEE OF SEPTEMBER 1, 2004**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on September 1, 2004, and recommends the following motions:

1. Communication from Supervisor Pat Collins regarding: Review of Brown County Harassment Policy. Receive and place on file.
2. Communication from Supervisor Pat Collins regarding: Open Record Requests by Brown County Supervisors. (Referred from August County Board.) Receive and place on file.
3. County Clerk – Request to Review the Chief Deputy Clerk’s placement in the Pay Grade scale. Ask Human Resources to come back at the next meeting with a recommendation of how to best handle the Chief Deputy Clerk placement in the pay grade scale. Ayes: 4 (Backman, Beyl, Lund, Collins); Nays: 1 (Graves). Motion Carried.
4. Corporation Counsel – Resolution regarding: Disallowance of Claim (Barbara A. Nolan). Committee approved. See Resolutions, Ordinances September County Board.
5. Corporation Counsel – Resolution regarding: Disallowance of Claim ( Susan M. Ellingson). Committee approved. See Resolutions, Ordinances September County Board.
6. Corporation Counsel – Resolution regarding: Disallowance of Claim (Time Warner Cable). Committee approved. See Resolutions, Ordinances September County Board.
7. Corporation Counsel – Resolution regarding: Disallowance of Claim (SBC Ameritech). Committee approved. See Resolutions, Ordinances September County Board.
8. Treasurer’s financial report for March 2004. Receive and place on file.
9. Department of Administration – Resolution regarding: Support and Authorization by Brown County to Host Farm Technology Days (FTD) in 2008, if Selected by FTD’s Inc., and Transferring \$50,000 from the General Fund for this Purpose. (Referred from Planning, Development and Transportation Committee.) Committee supported resolution. See Resolutions, Ordinances September County Board.
10. Department of Administration – 2004 Budget Transfer Log. Receive and place on file.
11. Department of Administration – Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: to purchase 5 computers for staff use, Increase Information Services Revenue \$8,700, Increase Information Services Non-Outlay \$8,700. Approve.
12. Department of Administration – Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: to purchase 42 computers for staff use. Increase

Information Services Revenue \$72,240, Increase Information Services Non-Outlay \$72,240. Approve.

13. Human Resources Monthly Committee Report (August, 2004). Receive and place on file.
14. Audit of bills. Approve signing the bills.

A motion was made by Supervisor Lund and seconded by Supervisor Van Deurzen “to adopt”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Carol Kelso, County Executive Date: 9/29/2004

**No. 8b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF AUGUST 19, 2004**

TO THE MEMBERS OF THE BORWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION AND RECREATION COMMITTEE met in regular session on August 19, 2004 and recommends the following motions:

1. Review minutes of:
  - a0 Library Board 8/7/04 and 7/16/04).  
Receive and place on file.
2. Arena/Expo Centre/Resch Centre – Arena Event Attendance for July 2004. Receive and place on file.
3. Arena/Expo Centre/Resch Centre – Communication from Supervisor Zima regarding: Request committee develop an RFP for the purpose of seeking a sponsor to fund a new roof for Arena. (Referred from July County Board.)
  - a. Receive and place on file.
  - b. Revisit Agenda Item #3.
  - c. Refer to Staff to investigate a potential sponsorship for the Arena including an opinion from Corporation Counsel. Ayes: 3 (Vander Leest, Theisen, Van Deurzen); Nays: 2 (Johnson, Graves). Motion Carried.
4. Museum – For discussion and approval. Recommendation from the Museum Subcommittee to discontinue Sunday free time (12:00 – 5:00 p.m.), maintaining free time for the first hour, Tuesday through Saturday. Approve.
5. Museum – Attendance and Admissions for June and July 2004. Receive and place on file.
6. Museum – Director’s report. Receive and place on file.
7. Golf Course – Golf Report (July 7, 2004). Receive and place on file.
8. Golf Course – Daily Financial and Attendance Report. Receive and place on file.
9. Golf Course – Superintendent’s report. Receive and place on file.
10. Parks – Request for approval of private access at the Reforestation Camp from Greg Kelm. Approve.
11. Parks – Request to approve Park areas open to hunting during the 2004 season. Approve.

12. Parks – Fair Association Report. Receive and place on file.
13. Park Director’s Report for July 2004 (hand out at meeting). Receive and place on file.
14. NEW Zoo – Monthly Activity Reports for June and July. Receive and place on file.
15. Library – Communication from Supervisor Backmann regarding: Looking into the purpose of having separate facilities department. (Referred from July County Board.) Refer to staff to have Facilities Managers from both facilities work together on the possibility of combining the two and report back to the committee with the pros and cons.
16. Library – Interim Director’s report. Receive and place on file.
17. Audit of bills. Pay the bills.

A motion was made by Supervisor Johnson and seconded by Supervisor Graves “to adopt”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:         \s\ Carol Kelso, County Executive                

Date: 9/29/2004

**No. 8c -- REPORT OF EXECUTIVE COMMITTEE OF SEPTEMBER 7, 2004**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on September 7, 2004, and recommends the following motions:

1. County Executive Report. (No report.)
2. Legislative Subcommittee Report. (No report.)
3. Internal Auditor Report (No action). (No report.)
4. Communication from Supervisor Andy Nicholson regarding: Requesting the reorganization of County Board Office. (Held from July 12, 2004 meeting.) Refer back to Human Resources under the guise of an Administrative Assistant with grant writing capabilities and report back to this committee at the next meeting.
5. Communication from Supervisor Collins regarding: Code of Ethics #1.11 regarding County Executive duties. (Referred from August County Board.) Forward to County Executive Office. Ayes: 3 (Dantinne, Moynihan, Kaye); Nays: 1 (Vander Leest). Excused: 3 (Haefs, Lund, Evans). Motion Carried.
6. Communication from Supervisor Collins regarding: County Policy on Media Relations. (Referred from August County Board.) Hold until next Executive Committee meeting.
7. Update from Corporation Counsel regarding: Authorizing Sheriff’s department to bill John Kerry for President Campaign for his visit to Brown County. (*Motion from last meeting: Refer to Corporation Counsel to draft a policy for Brown County.*) Motion to adopt amending this policy to strike the word “extraordinary” from the draft policy and replace with the word “all”. (See attached.)
8. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to Wisconsin State Statute 19.85(1)(e). In the alternative, the Executive Committee is meeting for the purpose of collective bargaining

and is not subject to the Wisconsin open meetings law pursuant to 19.82(1) of the Wisconsin State Statutes, and also for the purpose of conferring with legal counsel for Brown County as to legal advice concerning strategy as to litigation pending pursuant to sec. 19.85(1)(g) of the Wisconsin State Statutes.

- a) Go into closed session.
- b) Return to regular order of business.
- c) No action taken.

A motion was made by Supervisor Graves and seconded by Supervisor Fleck **“to adopt”**.

Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:           \s\ Carol Kelso, County Executive          

Date: 9/29/2004

ATTACHMENT TO ITEM #7

BROWN COUNTY POLICY FOR REIMBURSEMENT FROM PRESIDENTIAL  
CAMPAIGNS FOR THOSE SECURITY COSTS REQUESTED ABOVE USUAL LAW  
ENFORCEMENT AND SECURITY MEASURES

The Brown County Sheriff’s Department provides normal law enforcement and security services to **all** visiting Presidential candidates. When written requests are made by a Presidential campaign for all services above and beyond the usual services provided to protect such candidates, the Sheriff’s Department shall bill the presidential campaign for **all** services with such itemization or the services provided.

**No. 8d -- REPORT OF HUMAN SERVICES COMMITTEE OF AUGUST 18, 2004**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on August 18, 2004, and recommends the following motions:

1. Review minutes of:
  - a) Veterans’ Recognition Subcommittee (7/13/04).
  - b) Children with Disabilities Education Board (7/14/04).
  - c) Community Options Program Appeals Committee (7/26/04).
  - d) Community Options Program Planning Committee (7/26/04).
  - e) Aging Resource Center (7/30/04).Receive and place on file items a-e.
2. Veterans’ Department – Director’s report. Receive and place on file.
3. Audit of bills. (Bills were signed.)

A motion was made by Supervisor Hinz and seconded by Supervisor Vander Leest “to adopt”.  
Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_

Date: 9/29/2004

**No. 8e-- REPORT OF PLANNING, DEVELOPMENT AND TRANSPORTATION  
COMMITTEE AND LAND CONSERVATION SUBCOMMITTEE OF  
AUGUST 25, 2004**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND  
CONSERVATION SUBCOMMITTEE met in regular session on August 25, 2004, and  
recommend the following motions.

**Land Conservation Subcommittee**

1. Natural Resources conservation Service Equip Agreements signature from LCC/LCD representative, Jim Hunt, NRCS. Authorize Bill Hafs to review the agreements and serve as the designated signatory.
2. Approval of West Shore Northern Pike Buffer Proposal (Jim Jolly, LCD). Approve grant application.
3. Plan for Administration Wildlife Damage Program – Update (Jon Bechle, LCD). Approve plan.
4. Communication from Supervisor Norb Dantine, Jr., regarding: Re-examine Charge of 50 cents per acre imposed on area land owners and farmers. (Held from previous meeting.) (Nos. 4 & 5 taken together.)
5. 50 cent per agriculture acre fee (Bill Hafs, LCD). Send back to Land Conservation staff to research and develop an alternative funding source.
6. Set Fall tour. (Tentatively set for either September 22 or September 29, 2004.) Mr. Hafs will confirm.
7. Director’s report. (None.)

**Planning, Development and Transportation Committee**

1. Review minutes of:
  - a) Solid Waste Board (6/7/04).
  - b) Harbor Commission (6/7/04 and 7/19/04).
  - c) Planning Commission Board of Directors Transportation Committee (4/19/04).Receive and place on file items a-c.
2. Communication from Supervisor Kathy Johnson regarding: Extension of Brown County Comprehensive Plan. (Referred from August County Board.) No action be taken until after the September 1, 2004 joint meeting between this committee and the Planning Commission Board of Directors. Ayes: 4 (Dantine, Erickson, Fleck, Krueger); Nays: 1 (Scray). Motion Carried.



3. Communication from Supervisor Fleck requesting the County share the local costs of constructing the new Claude Allouez Bridge in De Pere. (Referred from August County Board.) Refer to Highway Department staff to review, meet with City of De Pere staff, and report back.
4. Planning Commission – Town of Glenmore, Town of Morrison, Town of Eaton, Town of Rockland, Town of Ledgeview, Town of Pittsfield and Town of Lawrence, Town of Wrightstown Resolution regarding: Brown County Smart Growth Comprehensive Planning and County Highway Construction and Reconstruction projects. Receive and place on file.
5. Highway – Communication from Supervisor Pat Collins regarding: Southern Bypass Bridge South of De Pere. (Held from previous meeting.) Receive and place on file.
6. Highway – Commissioner’s report. No action.
7. Communication from Supervisor Kathy Johnson regarding: Requesting sidewalks on Packerland Drive between Mason Street and Indian Trails, on the west side of Packerland. Receive and place on file.
8. Zoning – Update on FEMA (Federal Emergency Management Agency ) flood plain mapping. No action.
9. UW-Extension – Resolution regarding: Support and Authorization by Brown County to Host Farm Technology Days (FTD) in 2008 if selected by FTD’s Inc., and Transferring \$50,000 from the General Fund for this Purpose. (Referred to Administration Committee.) Approve application to host Farm Technology Days and earmark \$12,500 over the next four years toward the \$50,000 needed. See Resolutions, Ordinances September County Board.
10. UW-Extension – Approve funding of \$200 from UW-Extension for development of a Community Partner Advisory Committee. Approve.
11. UW-Extension – Approve \$1,250 grant from the Food and Eco System Demonstration (FEEDS) for the Community Garden Program. Approve.
12. UW-Extension – Approve \$2,322 contribution from the Brown County Fair Association for printing. Approve.
13. UW-Extension – Request for Budget Transfer (#04-40): Increase in Expenditures with Offsetting Increase in Revenue:
  - a) Transfer \$539 from UW-Extension Other State Grants Revenue Account to UW-Extension Supplies and Expense. These funds are from the 21<sup>st</sup> Century Learning Center Grant for the Extended Learning Program.
  - b) Transfer \$515 from UW-Extension youth Development Program Revenue account. These funds are from Whitetails Unlimited and will be used for programs offered to youth participants in the After School 4-H program.
  - c) Transfer \$3,500 from UW-Extension Revenue. These funds are from UW-Extension and will be used for salary of the Community Garden Coordinator.
  - d) Transfer \$3,600 from UW-Extension Revenue. These funds are from the UW-Extension Northeast District for backfill salary of the 4-H Youth Development Educator who was on medical leave.
  - e) Transfer \$4,102 from UW-Extension Revenue to: 1) \$3,150 to UW-Extension Salaries Account; 2) \$200 to UW-Extension Travel Account; 3) \$752 to UW-

Extension Supplies and Expense Account. These funds are from UW-Extension to be used for the Community Garden hoop house.

Approve items 13a-e.

14. UW-Extension – Director’s Report. (None.)
15. Audit of bills. Approve audit of bills.

A motion was made by Supervisor Erickson and seconded by Supervisor Fleck “to adopt”. Voice vote taken. Supervisor Haefs requested to be recorded “nay” on Item #5. Remainder of report passed unanimously with no abstentions.

Approved by:           /s\ Carol Kelso, County Executive           Date: 9/29/2004

**No. 8f -- REPORT OF JOINT PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND PLANNING COMMISSION BOARD OF DIRECTORS OF SEPTEMBER 1, 2004**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE met in “*special joint session*” with PLANNING COMMISSION BOARD OF DIRECTORS on September 1, 2004, and recommends the following motions.

1. Brown County Comprehensive Plan:
  - a) Resolutions from the Towns of Eaton, Glenmore, Lawrence, Ledgeview, Morrison, Pittsfield, Rockland, Wrightstown and Green Bay regarding opposition to the local contributions to county highway projects section in the draft Brown County Comprehensive Plan. Receive and place on file and will be addressed later on tonight’s agenda.
  - b) Public comments from the 30-day review period, open house on August 11, 2004, and public hearing on August 18, 2004. Receive and place on file.
  - c) BCPC staff response to August 10, 2004, memorandum from the Realtors Association of Northeast Wisconsin and the Brown County Home Buildings Association. Receive and place on file.
  - d) BCPC staff recommendations for revisions to the Brown County Comprehensive Plan – Vision for Great Communities. No action.
  - e) Communication from Supervisor Kathy Johnson regarding: 6-month extension for adoption of the Brown County Comprehensive Plan. (Motion included in #1f).
  - f) Proposed Resolution for the Brown County Planning Commission Board of Directors recommending to the Brown County Board of Supervisors the adoption of the Brown County Comprehensive Plan – Vision for Great Communities. BCPC Motion: To include staff recommendations in the plan, allow additional

public input and discussion at or before the next meeting, and table action on the plan for 30 days.

- g) Proposed Resolution regarding: Adopting the Brown County Comprehensive Plan- “Vision for Great Communities”. Refer item to Brown County Planning Commission.

A motion was made by Supervisor Clancy and seconded by Supervisor Dantine “to adopt”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       /s\ Carol Kelso, County Executive       Date: 9/29/2004

**No. 8g -- REPORT OF PUBLIC SAFETY COMMITTEE REPORT OF SEPTEMBER 8, 2004**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on September 8, 2004, and recommends the following motions:

1. Review minutes of:
  - a) Local Emergency Planning Committee (7/13/04). Receive and place on file.
2. Volunteers in Probation – Monthly Statistics (month ending July, 2004). Receive and place on file.
3. Communication from Supervisor Tom Lund regarding: A comprehensive customer survey be sent to the hospitals, funeral directors and local law enforcement agencies for comments on Medical Examiner’s department. (Held from previous meeting.) Receive and place on file.
4. Medical Examiner – Communication from Supervisor Nicholson regarding: Questions to review the job duties of the Medical Examiner. (Held from previous meeting.) Hold this for special meeting, date to be determined.
5. \* Public Safety Communications – Review of siren policy. That Brown County have a policy that if any community wants to have a siren, they have to pay for the cost for maintenance or maintain it themselves. Brown County will not be responsible for the maintenance of used equipment.

\* ITEM NUMBER 5 WAS REFERRED BACK TO PUBLIC SAFETY COMMITTEE AS PER THE COUNTY BOARD ON 9/15/04.

6. Public Safety Communications – Director’s report.
  - a) Send a letter to Governor to support Jim Nickel to be appointed to Statewide Interoperability Executive Committee (SEIC).
  - b) Receive and place on file.
7. Sheriff – Communication from Supervisor Andy Nicholson Questions regarding: Review the consolidation of the two existing jails into one by closing the Huber Jail (downtown) on Walnut Street Answers from Sheriff’s Department (downtown) on Walnut Street. (Held from previous meeting.) Hold for one month until Kimme comes back with a figure.
8. Sheriff – Jail Questions as submitted by Supervisor Nicholson from last meeting. (Held from previous meeting.) Hold until we get further information.
9. Sheriff – Request for Budget Transfer (#04-45): Increase in Expenditures with Offsetting Increase in Revenue: Jail Literacy Grant Program for 2004. Approve.
10. Sheriff – Key Factor Report 2004 with Jail Average Daily Population by month and overtime by expenditures by division/session 2004 – for September 2004 meeting. Receive and place on file.
11. Sheriff’s report. Receive and place on file.
12. **Closed Session:** Pursuant to Sec. 19.85(1(c) considering employment, promotion, compensation, or performance evaluation date of a public employee over which the Committee has jurisdiction or exercises responsibility. (No Closed Session Held.)
13. Audit of bills. Pay the bills.

A motion was made by Supervisor Kaye and seconded by Supervisor Hinz **“to adopt”**. Supervisor Fleck requested item #5 be taken separately. Remainder of report passed unanimously with no abstentions.

Item #5 -- Public Safety Communications – Review of siren policy. COMMITTEE ACTION: That Brown County have a policy that if any community wants to have a siren, they have to pay for the cost for maintenance or maintain it themselves. Brown County will not be responsible for the maintenance of used equipment.

A motion was made by Supervisor Fleck and seconded by Supervisor Krueger **“to refer back to Public Safety Committee”**. Motion to refer. Roll Call #8g(1):

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson

Total Ayes: 23 Total Nays: 3

Motion carried.

Approved by:           \s\ Carol Kelso, County Executive           Date: 9/29/2004

**No. 9 -- Resolutions, Ordinances**

**No. 9a -- RESOLUTION REGARDING: DISALLOWANCE OF CLAIM  
(BARBARA A. NOLAN)**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a Notice of Claim and Claim was filed on July 14, 2004, in the Brown County Clerk's office; and

WHEREAS, said Notice of Claim alleges that Barbara A. Nolan, sustained damages, and alleges that said damages were caused by Brown County and employees of Brown County; and

WHEREAS, after a review of this matter by the Corporation Counsel's office, said office recommends that the Claim be denied.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the Claim submitted by Barbara A. Nolan, be and the same is hereby denied, and no action on this Claim may be brought against Brown County or any of its officers, officials, agents or employees after six months from the date of service of this notice.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the claimant, Barbara A. Nolan, and her attorney, Curtis R. Czachor, as a notice of disallowance.

Respectfully submitted,  
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Fewell and seconded by Supervisor Van Deurzen "to adopt".  
Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:           \s\ Carol Kelso, County Executive           Date: 9/29/2004

**No. 9b -- RESOLUTION REGARDING: DISALLOWANCE OF CLAIM (SUSAN M.  
ELLINGSON)**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREA, a Notice of Claim and Claim was filed on July 29, 2004, in the Brown County Clerk's Office; and

WHEREAS, said Notice of Claim alleges that Susan M. Ellingson, sustained damages, and alleges that said damages were caused by Brown County and employees of Brown County; and

WHEREAS, after a review of this matter by the Corporation Counsel's office, said office recommends that the Claim be denied.

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors that the Claim submitted by Susan M. Ellingson, be and the same is hereby denied, and no action on this Claim may be brought against Brown County or any of its officers, officials, agents or employees after six months from the date of service of this notice.

BE IT FURTHER RESOVLED, that a copy of this resolution be forwarded to the claimant, Susan M. Ellingson, as a nice of disallowance.

Respectfully submitted,  
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Fewell and seconded by Supervisor Van Deurzen "to adopt". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:           \s\ Carol Kelso, County Executive           Date: 9/29/2004

**No. 9c -- RESOLUTION REGARDING: DISALLOWANCE OF CLAIM (TIME WARNER CABLE)**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a Notice of Claim and Claim was filed on July 27, 2004, in the Brown County Clerk's office; and

WHEREAS, said Notice of Claim alleges that Time Warner Cable, sustained damages, and alleges that said damages were caused by Brown County and employees of Brown County; and

WHEREAS, after a review of this matter by the Corporation Counsel's office, said office recommends that the claim be denied.

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors that the Claim submitted by Time Warner Cable, be and the same is hereby denied, and no action on this Claim may be brought against Brown County or any of its officers, officials, agents or employees after six months from the date of service of this notice.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the claimant, Time Warner Cable, as a notice of disallowance.

Respectfully submitted,  
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Fewell and seconded by Supervisor Clancy **“to adopt”**.  
Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       \s\ Carol Kelso, County Executive       Date: 9/29/2004

**No. 9d -- RESOLUTION REGARDING: DISALLOWANCE OF CLAIM (SBC AMERITECH)**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a Notice of Claim and Claim was filed on July 9, 2004, in the Brown County Clerk’s office; and

WHEREAS, said Notice of Claim alleges that SBC Ameritech, sustained damages, and alleges that said damages were caused by Brown County and employees of Brown County; and

WHEREAS, after a review of this matter by the Corporation Counsel’s office, said office recommends that the Claim be denied.

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors that the Claim submitted by SBC Ameritech, be and the same is hereby denied, and no action on this Claim may be brought against Brown County or any of this officers, officials, agents or employees after six months from the date of service of this notice.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the claimant, SBC Ameritech, as a notice of disallowance.

Respectfully submitted,  
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Beyl and seconded by Supervisor Backmann **“to adopt”**.  
Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       \s\ Carol Kelso, County Executive       Date: 9/29/2004

No. 9e -- **RESOLUTION REGARDING: SUPPORT AND AUTHORIZATION BY BROWN COUNTY TO HOST FARM TECHNOLOGY DAYS (FTD) IN 2008 IF SELECTED BY FTDS, INC., AND TRANSFERRING \$50,000 FROM THE GENERAL FUND FOR THIS PURPOSE.**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, Farm Technology Days is a jointly supported and planned effort by Wisconsin Farm Technology Days, Inc., and a host county's University of Wisconsin-Extension Office; and

WHEREAS, Brown County has been invited to host Wisconsin Farm Technology Days in 2008; and

WHEREAS, Brown County would receive economic and other benefits from hosting Wisconsin Farm Technology Days; and

WHEREAS, a temporary marketing services coordinator would be required for up to twelve (12) months; and

WHEREAS, the state agency sponsoring Farm Progress Days requires a commitment from a host County for funding Farm Technology Days in the total amount of Fifty Thousand Dollars (\$50,000) prior to awarding this contract; and

WHEREAS, Thirty Thousand Dollars (\$30,000) of this committed amount would be for temporary staff during the years of 2007 and 2008; and

WHEREAS, Twenty Thousand Dollars (\$20,000) being the remainder of this committed amount would be used as operating capital to support advance activities/functions and provide assistance to the host farm or farms between 2007 and 2008 in preparation for the show; and

WHEREAS, Farm Technology Days has been a profitable event since its inception in 1954, and it is anticipated that Twenty Thousand Dollars (\$20,000) operating capital of the total Fifty Thousand Dollars (\$50,000) will be reimbursed to Brown County at the conclusion of this event.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby supports and authorizes Brown County's participation in hosting Farm Technology Days in 2008 if so selected by Farm Technology Days, Inc., and



BE IT FURTHER RESOLVED, that there is hereby transferred into the appropriate accounts from the General Fund, \$50,000, to cover the County's financial obligation to Farm Technology Days from 2007 to 2008 as the host county for Farm Technology Days; and

BE IT FURTHER RESOLVED that the Planning, Development and Transportation Committee is authorized to designate a Farm Technology Days Executive Committee to conduct the event and to utilize the funding provided for the purposes intended; and

BE IT FURTHER RESOVLED that the Brown County Agricultural Agent shall be the Executive Secretary of the Farm Progress Days Executive Committee and will serve as direct liaison to the Brown County Board of Supervisors and its standing committees; and

BE IT FURTHER RESOLVED that Brown County, by its appropriate officials and staff, is hereby authorized to enter into and contract for services, as may be necessary to host Farm Technology Days, without further action by the County Board, so long as the funding provided by this resolution is not exceeded.

Respectfully submitted,  
PLANNING, DEVELOPMENT AND  
TRANSPORTATION COMMITTEE  
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Fewell and seconded by Supervisor Dantine **“to adopt”**.  
Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:           \s\ Carol Kelso, County Executive                                Date: 9/29/2004

**No. 10 --       Such other matters as authorized by law. Late Communications.**

**No. 10a --       From Supervisor Van Den Heuvel regarding: to make Nicolet Drive a no passing zone within the Green Bay City Limits.**

Refer to Planning, Development and Transportation Committee.

**No. 10b --       From Supervisor Nicholson regarding: to instruct the Brown County Health Department to have the DNR take air samples at Packerland Packing.**

Refer to Human Services Committee.

**No. 10c --       From Supervisor Collins regarding: a letter sent to all Supervisors by the Traffic Engineer/parking Manager of Green Bay conveying the message that we are not welcome to park when on County Business in any location other than the City Hall Parking Lot.**

Refer to Executive Committee.

**No. 10d -- From Supervisor Collins regarding: an Advisory Opinion from the Ethics Board regarding Ms. Kelso and Dr. Parks parking free on County owned property while all other employees pay. Is this a violation of Code of Ethics 1.11(4) Fair and Equal Treatment?**

Refer to Ethics Board.

**No. 10e -- From Supervisor Frohna regarding: review status of interim director of the Neville Public Museum position, with intent to make it a permanent position.**

Refer to Education and Recreation Committee.

**No. 10f -- From Supervisor Erickson regarding: Fox River Trail occupying spaces allocated for vehicles with boat trailers only at the Fox Point Boat Launch. Trail users should pay the same as boat users.**

Refer to Education and Recreation Committee.

**No. 10g -- From Supervisor Erickson regarding: the appointments to fill the Diversity Council so the Council can start to function as an Advisory Committee to the County Board.**

Refer to Executive Committee.

**No. 10h -- From Supervisor Fewell regarding: to review the County Code for the procedure for placing items on a committee agenda and to develop a clear code.**

Refer to the Executive Committee.

**No. 11 -- Bills over \$10,000 for period ending September 1, 2004.**

A motion was made by Supervisor Lund and seconded by Supervisor Clancy **“to pay the bills over \$10,000 for period ending September 1, 2004”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 12 -- Closing Roll Call.**

Present: Van Den Heuvel, Graves, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Fleck, Van Deurzen, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Total Present: 26

**No. 13 -- ADJOURNMENT TO WEDNESDAY, SEPTEMBER 29, 2004 AT 7:00 P.M. FOR A SPECIAL COUNTY BOARD MEETING, AND WEDNESDAY, OCTOBER 20, 2004, AT 7:00 P.M., LEGISLATIVE ROOM #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.**

A motion was made by Supervisor Evans and seconded by Supervisor Fleck **“to adjourn to the above date and time”**. Voice vote taken. Motion carried unanimously with no abstentions.

          \S\ DARLENE K. MARCELLE          

Brown County Clerk